

Minutes of Meeting of Board of Trustees
El Paso Independent School District
February 12, 2002
5:00 p.m.
Education Center-Boeing

Present: Mr. Dan Wever, President
Dr. Gene Finke, Vice President
Miss Leonor Garcia, Secretary
Mr. Sal Mena, Jr.
Dr. Charles Roark
Mr. Joe Rosales
Mr. Richard Telles
Dr. Gilberto Anzaldúa, Superintendent
Mr. Anthony Safi, School District Attorney

The meeting was called to order at 5:13 p.m. The Pledge of Allegiance was led by Miss Garcia. The Thought for the Day was given by Ms. Linda Corral, Associate Superintendent, Middle Schools Division.

2002 Superintendent's Honor Roll Recognition (Item #1)

Thirty-five EPISD schools were recognized for having gained 100 percent membership from their teachers, administrators, and staff during the Parent-Teacher Association (PTA) annual membership drive. The principals of each school were presented a Lucite® district logo award. (A list of recipients is attached to the permanent file of these minutes.)

Public Forum (Item #2)

The following people requested to speak on Open Forum:

1. Ms. Andrea Figueroa, EPISD teacher, spoke about an error in the District employees' W-2 forms, having to amend her tax return, and the District reimbursing employees who must pay to have their tax returns amended.
2. Ms. Debbie Buckaloo, representing the El Paso Coaches Association, spoke about providing stipends for coaches in order to keep their pay competitive with other area school districts.
3. Mr. Luis Villalobos, Executive Director, Communications and Business Partnerships, thanked everyone for the compassion and kindness that was extended to him and his family at the loss of his mother.
4. Mayor Ray Caballero spoke about negotiating on TIF (Tax Increment Financing) Districts and obtaining final figures from the Central Appraisal District before an amicable solution can be negotiated.

Consent Agenda (Item #3)

The following items were pulled from the Consent Agenda for discussion as follows:

Mr. Telles - Item 3, I., 1., Construction Contract Awards – Districtwide 2001 Roof Replacement, Phase 1 – Burges, Coronado, and Austin High Schools; and Dowell, Park, and Polk Elementary Schools, #02.932 (\$1,047,976.00)

Dr. Roark - Item 3, D., Approval of Revision to Board Policy FO (Local), Student Discipline

Construction Contract Awards – Districtwide 2001 Roof Replacement, Phase 1 – Burges, Coronado, and Austin High Schools; and Dowell, Park, and Polk Elementary Schools, #02.932 (\$1,047,976.00) (Item #3, I., 1.)

Responding to a question from Mr. Telles, Mr. Nick Corona, Executive Director, Facilities, Maintenance and Construction, provided information on the four bids received for Construction Project No. 02.932 and advised that the lowest bidder was the recommended award. He reported that one of the bidders had expressed concerns about the apparent low bidder not having an apprenticeship program in place but that the low bidder provided the appropriate paperwork certifying compliance.

There was discussion on whether the apparent low bidder had backed out of a previous contract due to a shortage of workers; postponing action on the award of this contract for two weeks; and roofing being a priority maintenance need.

It was moved by Mr. Mena and seconded by Mr. Telles that item no. 3, I., 1., Districtwide 2001 Roof Replacement, Phase 1 – Burges, Coronado, and Austin High Schools; and Dowell, Park, and Polk Elementary Schools, #02.931 (\$1,047,976.00), be postponed for two weeks.

Discussion continued on the purpose of postponing the item; providing the Board additional information on the recommended vendor for this contract; the Board providing direction to the administration on the information being requested; the contractor having a history of providing satisfactory service to the District; the percentage differences between the apparent low bidder and the second low bidder and the two highest bidders; change orders; the administration reviewing last year's bids to determine the apparent low bidder's status with the District.

Mr. Rosales recommended amending the motion to direct the administration to provide documentation regarding the apparent low bidder's apprenticeship program and prior projects that have been completed satisfactorily. The amendment was accepted.

The amended motion reads as follows:

that item no. 3, I., 1., Districtwide 2001 Roof Replacement, Phase 1 – Burges, Coronado, and Austin High Schools; and Dowell, Park, and Polk Elementary Schools, #02.931 (\$1,0476,976.00), be postponed for two weeks and that the administration be directed to provide documentation regarding the apparent low bidder's apprenticeship program and prior projects that have been completed satisfactorily.

Upon the vote, the motion, as amended, carried unanimously.

Questions on Approval of Revision to Board Policy FO (Local), Student Discipline (Item #3, D.)

Dr. Roark expressed concerns about the proposed revision to FO (Local) dealing with corporal punishment and policies that are brought about by court rulings or legislation being partially to blame for the difficulties school districts have educating students.

It was moved by Mr. Mena, seconded by Miss Garcia, and carried unanimously that the items on the Consent Agenda be approved as listed including any recommended vendors for any amounts indicated.

A. Approval of Minutes

1. November 13, 2001, and November 27, 2001, Board Finance Committee Meetings; November 13, 2001, Board School Name Committee Meeting; and November 20, 2001, Board Policy Committee Meeting
2. November 13, 2001, and November 27, 2001, Meetings of the Board of Trustees

The Board approved the minutes of the November 13, 2001, and November 27, 2001, Board Finance Committee meetings; November 13, 2001, Board School Name Committee meeting; and November 20, 2001, Board Policy Committee meeting; and the November 13, 2001, and November 27, 2001, meetings of the Board of Trustees.

B. Approval of Affiliation Agreements with The El Paso County Hospital District d/b/a R. E. Thomason General Hospital for EPISD Health Science Technology Students

1. Renewal of Agreement for Regular Clinical Rotation Program
2. New Agreement for Licensed Vocational Nursing (LVN) Program

The Board approved the affiliation agreements with The El Paso County Hospital District d/b/a R. E. Thomason General Hospital for health science technology students at the Center for Career and Technology Education and Silva Magnet High School for Health Care Professions for use of the facility for the regular clinical rotation program and the Licensed Vocational Nursing (LVN) program.

- C. Approval of Subagreements with the University of Texas at El Paso (UTEP) for Continued Funding from the UTEP/Department of Education Technology Challenge Grant for Job-Embedded Staff Development with Bonham, Mesita, and Vilas Elementary Schools; MacArthur Middle School; and Burges and El Paso High Schools (\$90,000.00)

The Board approved the Subagreements with the University of Texas at El Paso (UTEP) for continued funding from the UTEP/Department of Education Technology Challenge Grant for job-embedded staff development at Bonham, Mesita, and Vilas Elementary Schools; MacArthur Middle School; and Burges and El Paso High Schools for an amount not to exceed \$90,000.00.

- D. Approval of Revision to Board Policy FO (Local), Student Discipline

The Board approved the revision to Board Policy FO (Local), Student Discipline, as presented (copy attached to the permanent file of these minutes).

- E. Approval of Deletion of Board Policy FOB (Local), Student Discipline: Corporal Punishment

The Board approved the deletion of Board Policy FOB (Local), Student Discipline: Corporal Punishment.

- F. Approval of Budget Amendments

The Board approved the following amendments to the 2001-02 fiscal year budget:

1. Richardson Middle School Budget Amendment (\$4,000.00). The purpose of this amendment is to provide funds to Nolan Richardson Middle School for staff development. These funds were submitted by the previous administrator under a function code that is mainly used by the Operations Unit. Funding will be provided from unspent per capita funds from the previous fiscal year.
2. Beall Elementary School Budget Transfer (\$310.00). The purpose of this item is to amend the Beall Elementary School budget in the amount of \$310.00. Gloria Vega, Principal at Beall Elementary School, requested this amendment in a memo dated January 22, 2002. This amendment transfers funds from the school Leadership Supplies account to Employee Travel for staff development. Teachers are planning to attend a conference that will provide ideas and strategies on "Integrating Technology into the Curriculum."
3. Cooley Elementary School Budget Transfer (\$1,000.00). The purpose of this item is to amend the Cooley Elementary School budget in the amount of \$1,000.00. Leon Smith, Principal at Cooley Elementary School, requested this amendment in a memo dated January 8, 2002. This amendment will transfer funds from Instructional Supplies to Employee Travel to address staff development needs not allowed under Title 1 funding guidelines.

4. Houston Elementary School Budget Amendment (\$22,089.00). The purpose of this item is to amend the Houston Elementary School budget in the amount of \$22,089.00. Elco Ramos, Principal at Houston Elementary School, requested this amendment in a memo dated October 31, 2001. This amendment will provide funds for the replacement of Waterford computers that had to be disposed of due to asbestos contamination. Funding will be provided out of unspent per capita funds from the previous fiscal year.
5. ESEA Title I, Part A (\$700,000.00). The purpose of this item is to amend the ESEA Title I, Part A budget in the amount of \$700,000.00. Marsha Lawler, Executive Director of External Funding, requested this amendment in a memo dated January 16, 2002. Approval of this transfer will facilitate the budgeting of Title I funds that have been reallocated to the Title I campuses. The reallocated funds have been made available from the basic Title I allocation after salaries for all staff who are paid from Title I have been finalized for school year 2001-02. This transfer should be sufficient to cover anticipated costs for (1) allowable staff development activities that will improve student achievement and (2) the purchase of library books that meet the needs of struggling students.
6. American Association of School Administrators "Urgent Need" Mini-Grant (\$5,000.00). The purpose of this item is to set up the budget for the American Association of School Administrators "Urgent Need" Mini-Grant in the amount of \$5,000.00. Marsha Lawler, Executive Director of External Funding, requested this amendment in a memo dated January 17, 2002. The purpose of this grant is to provide urgently needed dental care to EPISD students with limited financial resources.
7. Apprenticeship Program for Plumbing and Heating/Air Conditioning (\$5,543.00). The purpose of this item is to increase the budget for the Apprenticeship Program for Plumbing & Heating/Air Conditioning in the amount of \$5,543.00. Rosa Gandara, Director of Career and Technology Education, requested this amendment in a memo dated January 18, 2002. The Texas Workforce Commission approved the increase to the Notice of Grant Award on December 21, 2001.
8. Juvenile Justice Alternative Education Program (Delta Academy) (\$35,000.00). The purpose of this item is to set up the budget for the Juvenile Justice Alternative Education Program at the Delta Academy in the amount of \$35,000.00. Dr. Robert Hemphill, Administrator at the Delta Academy, requested this amendment in a memo dated January 10, 2002. The purpose of this grant is to provide tutorial assistance for incarcerated students at the Delta Academy who need help in mathematics and language arts. The grant also provides for teacher training, English classes for parents, and classes to prepare parents to assist with their children's education.
9. Pregnancy, Education, and Parenting (PEP) Program (\$59,640.00). The purpose of this item is to increase the budget for the Pregnancy, Education, and Parenting (PEP) Program in the amount of \$59,640.00. Rosa Gandara, Director, Career and Technology Education, requested this amendment in a memo dated January 18, 2002. The Region 20 Education Service Center approved the increase to the Notice of Grant Award on October 26, 2001.

10. Bilingual Education Budget Transfer (\$97,000.00). The purpose of this item is to amend the Bilingual Education budget in the amount of \$97,000.00. Antonia Tapia, Director of Bilingual Education, requested this amendment in a memo dated January 10, 2002. The Bilingual Education Department was not in place when the budget was submitted; therefore, the funds were not allocated appropriately to meet District goals. The transfer will allow professional development and reference materials for Bilingual/ESOL teachers in grades PreK – 12.
11. Contracted Services for Superintendent's Office (\$252,190.00). The purpose of this item is to amend the Superintendent's Office budget in the amount of \$252,190.00. This amendment will restore funding for purchase orders that had amounts remaining for payment in fiscal year 2001. These amounts were not included with the encumbrances rolled over to 2002 from fiscal year 2001.
12. Comprehensive Compensation Study Budget Transfer (\$108,000.00). The purpose of this item is to amend the Human Resources budget in the amount of \$108,000.00. Charles Tafoya, Associate Superintendent of Human Resources, requested this amendment in a memo dated January 16, 2002. This amendment is pursuant to a directive issued by the Board of Trustees at the December 11, 2001, Board meeting to obtain the services of the Texas Association of School Boards (TASB) to perform the District's compensation study.
13. Balance of AS400 Upgrade/Payoff (\$58,000.00). The purpose of this item is to amend the Technology and Information Systems budget in the amount of \$58,000.00. Jack Johnston, Executive Director of Technology and Information Systems, requested this amendment in a memo dated January 23, 2002. This amendment pays off existing contracts on the old AS400 computer system, which will finalize the \$383,000.00 computer upgrade/payout authorized by the Board of Trustees at the July 24, 2001, Board meeting. A rebate check in the amount of \$25,000.00 has been deposited to the General Fund so the net impact of this amendment to the General Fund is \$33,000.00.
14. Compliance Office Budget Amendment (\$25,000.00). The purpose of this item is to establish a budget for a Compliance Office in Human Resources. Charles Tafoya, Associate Superintendent of Human Resources, requested this amendment in a memo dated February 4, 2002. This funding will allow the District to accommodate requests from employees requiring special services under the Americans with Disabilities Act (ADA). Examples of recent ADA requests include mobility training for visually impaired employees; provision of specialized equipment such as Braille note taker; magnification computer equipment; provision of alpha numeric pagers for deaf educators; and lumbar support chairs for two employees following back surgery. The ability to respond in a timely manner to these requests will help to avoid lawsuits under the ADA.

15. Community Development Block Grant for San Juan Park/Hawkins Elementary School Project (\$82,064.00). The purpose of this item is to set up the budget for the Community Development Block Grant for the San Juan Park/Hawkins Elementary School Project in the amount of \$82,064.00, for the design phase only. Marsha Lawler, Executive Director of External Funding, requested this amendment in a memo dated January 18, 2002. The Interlocal Agreement was approved on October 9, 2001. The San Juan Park/Hawkins Elementary School Project will provide a quality recreational facility for the school and the community.

G. RFP, Bid, and Purchase Order Requiring Board Approval

The Board approved the following RFP, bid, and purchase order to the recommended vendors for the amounts indicated:

1. Option to Extend Existing RFP and Bid

- a. Third Party Medicaid Claims Administration RFP #01-00 (approx. \$56,000.00). The Board approved the final option to extend Third Party Medicaid Claims Administration RFP #01-00 to Intlemed for a fee of 8 percent or the estimated annual amount of \$56,000.00 (copy of bid tabulation attached to the permanent file of these minutes).
 - b. Reconditioning and Recertification of Helmets Bid #07-01 (approx. \$34,246.49). The Board approved the first option to extend Reconditioning and Recertification of Helmets Bid #07-01 to Riddell/All American for the estimated annual amount of \$34,246.49 (copy of bid tabulation attached to the permanent file of these minutes).
2. Individualized Planning System, Purchase Order No. 229714 (\$24,310.10), was approved for purchase from Learning Tools International in the amount of \$24,310.10 (copy of purchase order attached to the permanent file of these minutes).

H. Professional Services Contract Award – HVAC (Heating, Ventilating and Air Conditioning) and IAQ (Indoor Air Quality) Survey – Education Center-Boeing, #02.307 (approx. \$26,600.00)

The Board approved the award of Professional Services Contract #02.307 to SGB Engineering, subject to the review and approval of the District's attorney, for the preparation of plans, specifications, bid documents and other additional program elements as may be required for the investigation of existing heating, ventilating and air conditioning (HVAC) and indoor air quality (IAQ) conditions for a Basic Services Fee in the estimated amount of \$26,600.00, with additional services listed in the contract to be paid at established hourly rates only if authorized in writing by the owner for services that the owner cannot provide.

I. Construction Contract Awards

2. Districtwide Evaporative Cooler Installation, Phase 3 – Douglass, Green, Hillside, Park, and Wainwright Elementary Schools, and Guillen Middle School, #02.973 (\$156,000.00)

The Board approved the withdrawal of the bid and bid bond submitted by Mustang, Inc., due to a material mistake, and approved the award of Construction Contract #02.973, Districtwide Evaporative Cooler Installation, Phase 3 – Douglass, Green, Hillside, Park, and Wainwright Elementary Schools, and Guillen Middle School, subject to the review and approval of the District's attorney, to Matyear Construction Co., Inc. in the amount of \$156,000.00.

J. January 2002 Personnel Report

The January 2002 Personnel Report was approved (copy attached to the permanent file of these minutes).

Proposed Redistricting of the EPISD Board of Trustees Districts (Item #5)

Dr. William Wachtel, Senior Researcher, Finance, advised that four Board members had submitted names for membership on the Redistricting Committee, which will consist of seven members, one nominated by each Board member. He stated that he needed the remaining three nominations and inquired about the permissibility of District employees serving on the committee.

There was discussion on the composition of the Redistricting Committee; avoiding splitting precincts; the target date for the Redistricting Committee to begin meeting; the total number of individuals that will be appointed to the committee; and whether District employees can serve on the committee.

It was moved by Dr. Roark and seconded by Mr. Rosales that unless otherwise specifically appointed or recommended by a Trustee, the individuals serving on the Redistricting Committee be comprised of representatives of the general public and that the District encourage District employees to participate in the redistricting process and provide input.

Dr. Finke suggested amending the motion to state that a Board member will nominate one or more representatives to the Redistricting Committee. Dr. Roark did not accept the amendment.

Mr. Mena suggested amending the motion to include that Mr. Art Jordan, Executive Director, Research and Evaluation, and one representative from the Pupil Services Department be part of the Redistricting Committee. Dr. Roark did not accept the amendment.

There was discussion on the membership of the committee remaining at seven members with a broad range of staff participation.

Upon the vote, the motion carried unanimously.

Academic Excellence Indicator Systems (AEIS) Report for 2000-01 (Item #6)

Mr. Art Jordan, Executive Director, Research and Evaluation, provided information on the 2000-01 Academic Excellence Indicator System (AEIS), a report from the Texas Education Agency which includes information on student demographics, TAAS performance, dropout rates and completion rates, End-of-course exam performance, and incidents of violent and criminal behavior.

Dr. Robert LaGrone, Evaluator, Research and Evaluation, reported on the Personal Identification Database (PID) Error Rate and Underreported Student Leavers, which are two new Data Quality Indicators. He provided an overview on EPISD student demographics; programs enrollments; accountability ratings of 4 Exemplary campuses, 20 Recognized campuses, and no Low-Performing campuses; the annual dropout rate; the completion rates/student status; TAAS passing rates of 80 percent or higher and for student groups of below 80 percent; and End-of-Course passing rates; attendance rates; and college admissions testing. Dr. LaGrone provided an overview of violent or criminal incidents by grade levels and category of offenses.

There was discussion on the threshold for Recognized and Acceptable ratings related to the dropout rate; the definitions used by the Texas Education Agency to determine dropouts; the 50 percent pass rate on the TAAS in order for a school or district to be rated academically acceptable; the process used for LEP (limited-English proficient) exemptions on the TAAS; and the administration providing figures on students in grades 3-5 that did not pass the reading portion of the TAAS.

Approval of Gang Resistance Education and Training (G.R.E.A.T.) Program Grant for EPISD Police Services (\$44,852.50) (Item #7)

It was moved by Mr. Mena, seconded by Dr. Roark, and carried unanimously that the Board approve the award of a Gang Resistance Education and Training (G.R.E.A.T.) Program Grant to be implemented by EPISD Police Services and which will offer instruction to elementary and middle school-aged children on gang prevention and anti-violence techniques.

Approval of Memorandum of Understanding with El Paso County Juvenile Board for Juvenile Processing Facility at EPISD Police Services (Item #8)

It was moved by Mr. Mena, seconded by Mr. Rosales, and carried unanimously that the Board approve the Memorandum of Understanding with the El Paso County Juvenile Board for a juvenile processing facility to be located at EPISD Police Services, Education Center-Boeing.

Approval of Literacy Training by Quality Quinn, Director/Reading Consultant, Quality Quinn, Inc. for EPISD Campuses (approx. additional \$25,000.00) (Item #9)

It was moved by Mr. Mena and seconded by Mr. Telles that item no. 9, Approval of Literacy Training by Quality Quinn, Director/Reading Consultant, Quality Quinn, Inc. for EPISD Campuses (approx. additional \$25,000.00), be postponed for two weeks in order for further information to be provided to the Board.

Ms. Linda Corral, Associate Superintendent, Middle Schools Division, advised that a postponement would interfere with staff development requested by some of the schools.

Upon the vote, the motion carried with Mr. Mena, Mr. Telles, Mr. Wever, and Dr. Roark voting in favor of the motion and Miss Garcia, Mr. Rosales, and Dr. Finke voting against the motion.

Approval of Reading and Test-Taking Training Seminars and Materials by Book & Brain Consulting™, Inc. (approx. additional \$40,000.00) (Item #10)

Responding to a request from Mr. Wever for further information on the Reading and Test-Taking Training seminars and materials by Book & Brain Consulting™, Inc., Dr. Chris Althoff, Facilitator, Staff Development, provided information on the workshops held for teachers on strategies for maximum student success using the Book & Brain process. She advised that the workshop participants learn about practical approaches for identifying the best answers in standardized assessment formats and practice strategies that encourage students to use higher-level thinking skills. Dr. Althoff stated that the threshold of \$25,000 has been met with previous workshops, and because other principals are interested in their teachers receiving the training, the additional expenditure requires Board approval.

There was discussion on the training content being focused on student achievement in terms of reading; the Book & Brain test-taking strategies providing students the necessary skills to be competitive on standardized tests; the vendor being a sole source consultant; the availability of evaluations on the program; and school districts being driven by tests.

Dr. Linda Holman, Associate Superintendent, Curriculum and Instruction, commented on the results of the Book & Brain reading and test-taking process, which was used at Hillside Elementary School during her tenure as principal at that school. She advised that the strategies provide students an extra tool to use on standardized tests.

Discussion continued on District personnel providing training to teachers on this rather than paying an outside consultant; approving the proposal with an end date and the administration then assuming the responsibility for the training; and the consultant being a sole source and her materials being copyrighted.

It was moved by Dr. Finke and seconded by Miss Garcia that the Board approve the additional expenditure of approximately \$40,000.00 for contracted services for reading and test-taking seminars and materials to be provided by Book & Brain™, Inc., the sole source, and direct the administration to report back to the Board in six weeks on the feasibility of providing these services in-house.

There was further discussion on whether teachers had input into the decision to utilize this reading and test-taking program; the need for more information; these materials providing an even playing field for all students; and an evaluation being conducted on the program.

Upon the vote, the motion carried unanimously.

Approval of Consultant to Provide Speech Therapy Services at Andress High School (additional \$20,000.00) (Item #11)

Dr. Roark questioned the term “honorarium” included in the Consultant Agreement for the proposed contracted speech therapist and why the District was contracting with this person rather than hiring her. Ms. Virginia Cardon, Assistant Director, Northeast Assessment, Special Services, advised that a standard consultant agreement was used and that an hourly rate was negotiated. Ms. Cardon provided information on the shortage of speech therapists and the need for an additional therapist in the Northeast Assessment area to provide services to Andress High School. She stated that Ms. Bonnie Bauer, the proposed contracted speech therapist, preferred being hired on a contracted status rather than being hired as a full- or part-time employee because of her desire to be at home with her young children before and after school hours.

There was discussion on the rate of pay for an EPISD speech therapist and whether the rate of pay being proposed for Ms. Bauer was consistent with what private therapists charge.

Mr. Charles Tafoya, Associate Superintendent, Human Resources, stated that the rate of pay for speech therapists was dependent on their years of experience. He added that Ms. Bauer’s contracted hourly rate was comparable to the entry level rate of pay that would be offered to a part-time employee, but which could be substantially higher with the inclusion of any years of experience she might bring to the position.

It was moved by Dr. Roark, seconded by Miss Garcia, and carried unanimously that the Board approve the additional expenditure of \$20,000.00 for contracted services for speech therapy services at Andress High School to be provided by Bonnie C. Bauer.

RFP, Bids, and Purchase Orders Requiring Board Approval (Item #12)

It was moved by Mr. Mena and seconded by Mr. Rosales that the Board approve the following RFP, bids, and purchase orders to the recommended vendors for the amounts indicated.

The following person requested to speak to item #12, B., Charter Bus Service RFP #109-01:

1. Mr. Marvin Rosenbaum, Vice President/Senior Operations Manager, El Paso-Los Angeles Limousine Express, Inc., spoke about having submitted a proposal to RFP #109-01 and his company’s history with EPISD.

It was moved Dr. Finke and seconded by Mr. Rosales that Charter Bus Service RFP #109-01 be awarded to El Paso-Los Angeles Limousine Express, Inc. and Sunset Coaches, Inc. for the estimated annual amount of \$130,000.00, with an option to extend for 24 months, 12 months at a time. Because there was already a motion and a second on the floor, Dr. Finke withdrew his motion and Mr. Rosales withdrew his second.

Upon the vote, the original motion to approve the RFP, bids, and purchase orders carried unanimously.

A. Additional Expenditure Requests on Existing Bids

1. Food Products Bid #30-01 (additional \$523,453.00). The Board approved an additional expenditure on Food Products Bid #30-01 to the recommended vendors on the tabulation for the purchase of meats; spices and condiments; bread, grain products and staples; dairy products; and beverages in the estimated amount of \$523,453.00 (copy of bid tabulation attached to the permanent file of these minutes).
 2. Calculator and Accessory Bid #98-01 (additional \$119,421.00). The Board approved an additional expenditure on Calculator and Accessory Bid #98-01 for the purchase of additional calculators from D & H Distribution Company in the amount of \$108,513.00 and Scantrex Business systems, Inc. in the amount of \$10,908.00 for a total additional expenditure of \$119,421.00 (copy of bid tabulation attached to the permanent file of these minutes).
- B. Charter Bus Service RFP #109-01 (\$130,000.00) was awarded to El Paso-Los Angeles Limousine Express, Inc. and Sunset Coaches, Inc. for the estimated annual amount of \$130,000.00, with an option to extend for 24 months, 12 months at a time (copy of bid tabulation attached to the permanent file of these minutes).
- C. Apple Computers for Henderson Middle School, Purchase Order No. 230189 (\$34,950.00), were approved for purchase from Apple Computer, the sole source, in the amount of \$34,950.00 (copy of purchase order attached to the permanent file of these minutes).
- D. Apple Laptop Computers for Elementary Schools Division, Purchase Order No. 230772 (\$6,064.75), were approved for purchase from Apple Computer, the sole source, in the amount of \$6,064.75 (copy of purchase order attached to the permanent file of these minutes).
- E. Apple Computers for Magoffin Middle School, Purchase Order No. 230992 (\$7,689.00), were approved for purchase from Apple Computer, the sole source, in the amount of \$7,689.00 (copy of purchase order attached to the permanent file of these minutes).
- F. Column Showers for Austin and Jefferson High Schools, Purchase Order No. 231919 (\$16,915.00), were approved for purchase from Prime Irrigation in the amount of \$16,915.00 (copy of purchase order attached to the permanent file of these minutes).

Purchase of Instructional Materials and/or Training Costs Exceeding \$25,000.00 Requiring Board Approval (Item #13)

It was moved by Mr. Mena, seconded by Mr. Rosales, and carried unanimously that the following instructional materials and/or training exceeding \$25,000.00 be approved for purchase from the recommended vendors in the amounts indicated:

A. Activities Integrating Math & Science (AIMS) Program for Math and Science Teachers from AIMS Educational Foundation (approx. \$73,000.00)

The Board approved the purchase of the Activities Integrating Math & Science (AIMS) program, which trains math and science teachers to improve student learning and TAAS scores, from AIMS Education Foundation, the sole source, for the approximate amount of \$73,000.00.

B. Staff Development Training for Elementary Schools and Administrators for Bureau of Education and Research (BER) (approx. \$59,000.00)

The Board approved staff development training for elementary schools and administrators, to include enhancing student reading and writing skills, strategies for Gifted and Talented students, and enhancing the effectiveness of the school principal, from Bureau of Education & Research (BER), the sole source, for the approximate amount of \$74,000.00.

C. Lexia Learning Systems, Inc. Products/Taylor Associates Communications, Inc. Programs and Materials and Related Training from McComas & Associates (approx. \$74,000.00)

The Board approved training and the purchase of Lexia Learning Systems, Inc. products, including Phonics Based Reading, Reading SOS, and Quick Reading Test, and programs and materials produced by Taylor Associates Communications, Inc., including Visagraph and Perceptual Accuracy/Visual Efficiency (PAVE), from McComas & Associates, the sole source, for the approximate amount of \$74,000.00.

D. Educational Software, Staff Development, Classroom Management, Math, and Testing Strategies from Renaissance Learning™ (approx. \$70,000.00)

The Board approved the purchase of educational software for the acceleration of learning for prekindergarten through grade 12 students; staff development; and classroom management, math, and testing strategies from Renaissance Learning™, the sole source, for the approximate amount of \$70,000.00.

E. Testing Products, Test Performance Assessments, Ability Tests, Achievement Tests, and Reading Tests Supported by Comprehensive Reports, Services, and Software from Riverside Publishing Company (approx. \$98,000.00)

The Board approved the purchase of testing products, test performance, assessments, ability tests, achievement tests, and reading tests supported by comprehensive reports, services, and software from Riverside Publishing Company, the sole source, for the approximate amount of \$98,000.00.

- F. Educational Curriculum, Including Phonics K, Phonics 2, Saxon Mathematics Materials, and Manipulative Classroom Kits, for Elementary Schools from Saxon Publishers, Incorporated (approx. \$82,000.00)

The Board approved the purchase of education curriculum, to include Phonics K, Phonics 2, Saxon Mathematics materials and manipulative classroom kits, for the elementary schools from Saxon Publishers, Incorporated, the sole source, for the approximate amount of \$82,000.00.

- G. Teaching Programs and Software Programs for TAAS Training Purposes from Sleek Software Corporation® (approx. \$74,000.00)

The Board approved the purchase of math, reading, writing, Spanish, and algebra teaching and software programs for TAAS training purposes from Sleek Software Corporation®, the sole source, for the approximate amount of \$74,000.00.

- H. Staff Development Programs for Kindergarten – 12 Teachers from Staff Development for Educators (SDE) (approx. \$69,000.00)

The Board approved staff development programs for kindergarten through grade 12 educators in the areas of reading, writing, TAAS preparation, classroom workload management, and student assessment from Staff Development for Educators (SDE), the sole source, for the approximate amount of \$69,000.00.

- I. Specialized Staff Development for Teachers and Administrators from Staff Development Resources (approx. \$52,000.00)

The Board approved specialized staff development for teachers and administrators that is modeled to reflect changing teaching conditions using classroom-proven strategies and teacher-tested materials from Staff Development Resources, the sole source, for the approximate amount of \$52,000.00.

- J. Additional Expenditure on Program Implementation Master Contracts with Success for All Foundation, Inc. for *Success for All*™ Program at Hillside, Lee, Roberts, and Wainwright Elementary Schools; and Magoffin Middle School (approx. additional \$49,000.00)

The Board approved an additional expenditure on Program Implementation Master Contracts with the Success for All Foundation, Inc., the sole source, for the *Success for All*™ Program at Hillside, Lee, Roberts, and Wainwright Elementary Schools, and Magoffin Middle School for the approximate amount of \$49,000.00.

- K. Social Studies Alive® and History Alive® Curricula and Professional Development for Teachers from Teachers Curriculum Institute (approx. \$38,000.00)

The Board approved the purchase of Social Studies Alive® and History Alive® curricula and professional development for teachers from Teachers Curriculum Institute, the sole source, for the approximate amount of \$38,000.00.

Approval of Procurement/Delivery Methods for Construction Contracts Exceeding \$25,000.00 (Item #14)

It was moved by Mr. Mena, seconded by Mr. Rosales, and carried unanimously that the Board approve the competitive bid method for the solicitation of the following construction projects, subject to the review and approval of the District's attorney, and authorize the advertisement and issuance of relevant documents to prospective bidders/proposers.

- A. Districtwide Fire Alarm Systems, Phase 5 – Burges, Coronado, and Irvin High Schools, #93.751
- B. Districtwide Fire Alarm Systems, Phase 7 – Polk, Rivera, Rusk, Vilas, and Zavala Elementary Schools, and Wiggs Middle School, #97.399.03
- C. Districtwide Boiler Replacement 2000 – Crosby, Dowell, Logan, and Stanton Elementary Schools; and MacArthur and Magoffin Middle Schools, #01.116
- D. Districtwide Priority 1 Critical Maintenance, Phase 2, #02.972

Discuss and Take Appropriate Action Regarding Proposed Capital Financing Plan, Including Recommendation Regarding Possible Issuance of Bonds and Authorization to District's Staff, Bond Counsel, District Counsel, and Financial Advisor to Move Forward with Proposed Plan (Item #4)

Mr. Jerry Wallace from Delgado, Acosta, Braden & Jones, the District's bond counsel, provided information as a follow-up to a presentation made to the Board Finance Committee on January 15, 2002, regarding a proposal from C. F. Jordan, LP and Jacobs Facilities, Inc. (Jordan/Jacobs) to address the District's immediate facility needs through the issuance of maintenance tax notes and other financing alternatives for new construction. He reported that the Attorney General's office was contacted regarding the creation of a "team" under the lease purchase statute, which would include finance and investment bankers. The Public Finance Division of the Attorney General's office did not render a positive response. The Public Finance Division took the position that the definitions under the lease purchase arrangement were not broad enough to include all of the disciplines within the team. Mr. Wallace advised that additional funding alternatives might be available that need to be pursued with the Attorney General and the Texas Education Agency to ensure that they agree they are viable.

Dr. Anzaldúa advised that the administration supports the District's financial advisor's recommendation of Scenario 4 of Version III, which is a combination of Maintenance Tax Notes and Lease Revenue Bonds. He stated that if the Board supports this recommendation, it would authorize the administration, along with bond counsel, District counsel, and the District's financial advisors, to proceed with the proposed capital financing plan.

Mr. Dan Roseveare, First Southwest Company, the District's financial advisors, provided an overview of the recommendation. He advised that Scenario 4 will provide a program that meets and addresses immediate needs for repair and renovation by way of Maintenance Tax Notes and addresses the need for an elementary school in Northwest El Paso through Lease Revenue Bonds.

There was discussion of demographics not supporting a new high school in Northeast El Paso; Scenario 4 addressing only the District's immediate renovation needs and the immediate need for a new elementary school in Northwest El Paso; \$5 million per year from the M&O budget being dedicated for 20 years to the repayment of the Maintenance Tax Notes and Lease Purchase Bonds; developing a complete plan of action and allowing time for the Board to discuss the information; postponing action for two weeks to investigate the additional financial impact of a bond election; scheduling a Board Finance Committee meeting; and determining the support for a general obligation bond election.

Discussion continued on the Jordan/Jacobs proposal and the recommendation from the District's financial advisors and administration; the pending issue regarding Tax Increment Financing Districts; scheduling a Board Finance Committee meeting at 5 p.m. on Tuesday, March 5, 2002; and developing a master plan to address all of the District's facilities needs.

It was moved by Dr. Finke, seconded by Dr. Roark, and carried unanimously that item no. 4, Discuss and Take Appropriate Action Regarding Proposed Capital Financing Plan, Including Recommendation Regarding Possible Issuance of Bonds and Authorization to District's Staff, Bond Counsel, District Counsel, and Financial Advisor to Move Forward with Proposed Plan, be postponed until the regularly scheduled Board meeting on March 12, 2002.

Meeting Closed (Item #15)

The meeting was recessed at 8:10 p.m. to a closed meeting by Mr. Wever under Sections 551.071 and 551.074 of the Texas Government Code as follows:

- A. Personnel Appointment – Principal, Charles Middle School
- B. Contemplated Litigation Against the City of El Paso Regarding Proposed Tax Increment Financing Districts Nos. 2 and 3, and Confidential Attorney/Client Discussion Regarding Legal Aspects of Protection of EPISD's Tax Base and State Revenue

The closed meeting started at 8:19 p.m. The closed meeting ended at 9:05 p.m.

Meeting Opened

The meeting was reassembled in Open Session at 9:06 p.m.

Contemplated Litigation Against the City of El Paso Regarding Proposed Tax Increment Financing Districts Nos. 2 and 3, and Confidential Attorney/Client Discussion Regarding Legal Aspects of Protection of EPISD's Tax Base and State Revenue (item #15, B.)

It was moved by Dr. Roark, seconded by Dr. Finke, and carried unanimously that the Board authorize the District's legal counsel, Mr. Anthony Safi, to advise legal counsel for the City of El Paso that if the City desires to make a specific proposal regarding proposed Tax Increment Financing Districts Nos. 2 and 3, that such a proposal should be made without further delay; and that a report from the District's legal counsel be provided to the Board at its next regularly scheduled meeting on February 26, 2002.

Personnel Appointment – Principal, Charles Middle School (Item #15, A.)

It was moved by Dr. Roark, seconded by Mr. Telles, and carried unanimously that the Board accept the Superintendent's recommendation to appoint Jan Cieslik, Assistant Principal at Andress High School, to the position of Principal at Charles Middle School.

Meeting Adjourned

The meeting was adjourned at 9:10 p.m.

Date Approved: April 30, 2002